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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
 Krause, et al.) Examiner: B. O'Connor
)
 Serial No.: 10/723,583) Art Unit: 2419
)
 Filed: November 26, 2003)
)

For: **APPARATUS AND METHOD FOR DYNAMIC CHANNEL MAPPING AND
OPTIMIZED SCHEDULING OF DATA PACKETS**

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being
deposited with the United States Postal Service with
sufficient postage as first-class mail in an envelope
addressed to: Mail Stop Amendment, Commissioner for
Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:
December 3, 2008.

Signature: 
Dennis A. Foster

RESPONSE TO INTERVIEW SUMMARY

Dear Sir:

This Response is responsive to the Office Communication containing an Interview Summary mailed on November 24, 2008, receipt of which is hereby acknowledged.

Applicants agree with the content of the Interview Summary insofar as the Interview Summary indicates that the Examiner agreed to reconsider the rejections of the independent claims based on Meggers, Heddes, and Candelore. However, it is noted that the Examiner also agreed to withdrawn the Office Action and issue a further Office Communication after consideration of the arguments presented in the November 18, 2008 telephone interview.

As the Examiner did not formally withdraw the Office Action in the Interview Summary, and as the six month deadline for responding to the Office Action is December 12, 2008, Applicants' undersigned counsel telephoned the Examiner and, in a discussion with the Examiner on December 2, 2008, the Examiner confirmed that he would issue a further Office

Communication such that the December 12, 2008 deadline would not apply.

Conclusion

The Examiner is respectfully requested to reconsider this application, allow each of the pending claims and to pass this application on to an early issue. If there are any remaining issues that need to be addressed in order to place this application into condition for allowance, the Examiner is requested to telephone Applicants' undersigned attorney.

Respectfully submitted,



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Date: December 3, 2008